The Library of Congress'

EARLY STATE RECORDS PROJECT

converted from the original microfilm held by the
Vincent C. Immel Law Library, Saint Louis University

through the generous support of a grant from the

Council on Library and Information Resources

This document contains handwritten text that may be partially illegible due to age, penmanship, or deterioration of the medium. LLMC has scanned the material in the same format and page order in which it is maintained in the source document taken from the collection "Records of the States of the United States of America, a microfilm compilation."

231

Isaac Hunt Deposition.

Isaac Hunt of Lawfull age Testifies and says that previous to the late War he knew the late Col. Seth Warner to be a man of a very firm ~~Constitution~~ & so continued till some time in the War: when he became very much disordered in consequence of the innumerable hardships which he underwent during the late War: at one time in particular when his feet and legs were frozen, his blood chilled & he in every way rendered more infirm than before. After which this disorder all fell into his feete and legs which rendered his case desperate, he lay sometime in that distressed situation & all possible pains were taken to remedy his disorder but all proved ineffectual, he appeared in his last moments to have no other disorder than what was apparently the consequence resulting from the hardships which he endured in the service of his Country during the late War

Isaac Hunt

Nathaniel Smith of Lawfull age Testifies & says that he being a Neighbor to Col. Seth Warner at the time of his late sickness was particularly acquainted with his situation which appeared desperate for some time previous to his exit which was caused by a lingering disorder seated in his feet & legs which appeared to be the effects resulting from the hardships which I understand he underwent during the late war. He continued in that deplorable situation for some time while all possible pains was taken for his relief but ineffectual. At length died with no other disorder than what appeared to be the melancholy effect of his hardships in the late war

Nathaniel Smith

Woodbury November 25th A. 1786.

Then personally appeared the signers of the within depositions & made oath to the truth of the within depositions before me.

David Hunt Just. Peace

True copy. Henry Stevens. The Original in the hands of Henry Stevens Jun. found among the papers of Dr William Samuel Johnson. Connect.

216

231

(Benjamin Warners Deposition)

Benjamin Warner of Lawfull age testifies & says That he being personally acquainted with the Late Col. Seth Warner for a number of years previous to the Late War & Likewise through the War untill his Decease knew him to be a man of antecedent to the War of healthy robust constitution & continued some time in the war (1775) the defeat at Quebec after which he appeared very Infirm & continued in a declining State in consequence of a disorder in his Feet & Legs. which (as I understand was caused by the fatigues not only at Quebec but other innumerable Instances of Hardships which he underwent during the Late War. whereby his Blood was very much disordered and which fell into his feet & legs. which rendered his case desperate & his death inevitable. His toes were severed from his feet and all possible pains taken to remedy his disorder but without success. Whereby he continued in the most deplorable situation till death came upon him. From what I have seen of Col. Warners situation through the War and untill his death (which has been considerable) I must say that I think his death was originally caused by the fatigues & Hardships which he underwent in the Service of his Country during the Late War.

Benjamin Warner.

Woodbury November 25th.

Then personally appeared Benjamin Warner and made oath to the truth of the neither depositions before me.

David Hurd Jus. Peace.

Copy of a Petition to Congress in behalf of Col. Seth Warner.

Sir— Bennington July 8th A/1786—

We beg leave to give Congress a brief account of the services and sufferings of the late Col. Seth Warner particularly his sufferings which appear to have been immediately in consequence of his exposing himself in the service of this Country in the late war, in which he was first that stepped forward in this quarter—

At the first reduction of Ticonderoga & St. Johns &c A/1775 he performed an active part. After this at Longue in Canada under the command of General Montgomery in an action in which he commanded Bravery and prudence were conspicuous and much applauded, which Gen. Montgomery was pleased to testify by sending Letters. He was in the siege before Quebec, and in the course of the fatigues of this campaign and retreat he received the first sensible injury to his health. In 1777. General Schuyler was pleased to order him on a particular Command into Tessaus' Patent where in the Prosecution of the services of his command, he exposed himself so unreservedly as to take an effectual leave to his after health. Before this he was of a most firm constitution but ever after declined and became a prey of an inveterate & extraordinary Disease which began now, and fell into his feet and legs & which continued to rage baffling all attempts for a cure until it put an end to his life December 26th A/1784.

It is probable had Col. Warner now retired from the Service he might in some good degree have recovered his health: but it being the trying time of American affairs in this quarter, there was no room in a mind like his to attend to such a proposition and accordingly persevered untill his important and memorable action at Hubbardton and Bennington. After this he began sensibly, decline so that there was little prospect of his future usefulness, he however grappled with his disorder and continued in the service untill receiving a wound from an ambush of Indians near Fort George in Sept. A/1780. (at which time he and two of his Officers then with him fell dead at his side) he was obliged to retire for he died a little before his Regiment was reduced, After this his case became truly affecting, and himself a spectacle of human woes untill death closed the scene. With this account we beg leave to recommend to the particular favor of Congress the Widow & Families Children of the dec.

-sed, whose circumstances as we are informed are quite necessitous.

We have the honor to be Sir Your Excellencys very Humble Servant.

Thomas Whittenden.
Jno. Holman.
Elisha Allen
Paul Spooner
Wm Brownson
Daniel Safford
Isaac Richmor
Stephen R. Bradley
Silas Brownson
Hezekiah Swift
Samuel Prentice.

His Excellency the President of Congress.

To be sent to Benjamin Stiles Esqr - of Waterbury and to him to be forwarded

The original of the above is now in the hands of Henry Stiles Esqr. December 8th 1849

Widow Warners Petition to Congress.

To the Honorable the President and Members of the Congress of the United States of America now assembled at the City and State of N. York.

The petition of Esther Warner widow and Relict of Colonel Seth Warner formerly of Bennington in the State of Vermont more lately of Woodbury in the State of Connecticut humbly sheweth that Col Warner early in the contest of America with Great Britain for the maintaining their natural Rights in opposition to the British oppressions and tirany took an active part previous to the Honourable Congress appointing him to the command of a Regiment and so distinguished himself by his zeal and heroic actions as that the honorable was pleased to honor him with the command of a Regiment; whose conduct is particular described in a Recommendation by the Governor and principal Inhabitants of the State of Vermont and some in Connecticut to the President of Congress Dated July 7th A 1786. herewith transmitted to your honors Some of which was officers in the Regiment under his Command & are personally knowing to the part thereon, related the circumstances of your Petitioner as to her interest and circumstances in life will appear by Daniel Sherman a Judge of Probate Certificd herewith transmitted dated October 9d A 1786 by which your honours will see that your unhappy Petitioner is with nothing to support herself and Three Children only her own industry being two sons and a daughter two of which are unable to earn any thing by reason of sickness, your petitioner would further represent to your honours that the Col. was so taken up in defence of his Country in the late War that he wholly neglected his own interest by means of which the Last much of his estate as it lay principally in Lands in the State of Vermont for want of taking seasonable care thereof and although your petitioner had a hard task in looking after the Col. in his last sickness as the Col. lay long confined unable to help himself & your petitioner had the unhappiness to see her Dear Companion as it were die by inches as a mortification began in his feet and by a slow progress proceeded upto his body which continued for months before it put an end to his valuable life. Notwithstanding your petitioner had the chief care of looking after her dear Companion it yealded her some satisfaction that she had the opportunity of looking after the Col. in his late sickness — Had it been the Lot of her to have fallen in battle as many did that were engaged with him your petitioner is

55.

informed that she should be entitled to receive some gratuity from Honors.

Your petitioner therefore can but hope inasmuch as the death of her dear husband was in consequence of the woand and hardships he received in his Countrys service in the late war your Honors will be graciously pleased to take her distressed circumstances into your wise consideration and grant her such a bounty as that she may be able to support herself and Children and give them such Education as that they might not be contemptable among the human race, the which your petitioner is the more emboldened to ask your Honours as she hath been informed your Honors have in some instances been liberal to the posterity of such who have distinguished themselves in their Countrys service in the late war for which as in duty bound your unhappy petitioner shall ever pray — Dated at Woodbury the eighth day of October A. 1786.

Esther Warner

True copy of the original now in the hands of Henry Stevens Jun.

Henry Stevens

Dec. 8th. A. 1839